SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH
AT BILASPUR
W.P.(S) NO. 4048 / 2006

Petitioners :

1. Mohan Ram Yadav,
S/o Tej Raj Yadav,
Aged about 22 years,
R/o Village & Post – Kandora,
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

2. Khirodhar Singh
S/o Shri Ramnath Singh,
Aged about 27 years,
R/o Block Colony – Kunkuri,
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

P.R. No. 4123/06
Presented by Shri Arun Shukla
dated 31/7/06

3. Pooja Jagmag Thakur,
W/o Shri Krishna Prasad Thakur,
Aged about 23 years,
R/o Village & Post – Lodhma,
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

4. Ku. Alma Kumudani Lakra,
D/o Shri Aleksius Lakra,
Aged about 22 years,
R/o Village & Post – Ginabahar
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

5. Swarupanand Baare,
S/o Shri Jagdish Prasad,
Aged about 20 years,
R/o Village and Post – Hardi,
Tehsil – Sarangarh,
Dist : Raigarh-(C.G.)

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6. Tarun Kumar Lahre,
S/o Shri Heeralal Lahre,
Aged about 20 years,
R/o Village – Khudmata,
Post – Bhelwan
Tehsil – Sarangarh,
Dist : Raigarh-(C.G.)

OATH COMMISSIONER
S.R. Kaushik
BILASPUR TAHSIL AREA

7. Smt. Pushpa Pal Dhirhi,
W/o Shri Narendra Pal Dhirhi,
Aged about 23 years,
R/o Village – Ila,
Post – Kilkila
Tehsil – Pathalgaon,
Dist : Jashpur-(C.G.)

(5)

(2)

8. Ku.Sashika Ekka
D/o Shri Najarius Ekka,
Aged about 19 years,
R/o Village – Groto Lini Kunkuri,
Tehsil & Post – Kunkuri,
Dist : Jashpur-(C.G.)

9. Ku. Anupa Devi
D/o Shri Baldev Ram,
Aged about 20 years,
R/o Village & Post – Ghatmunda
(Deepatoli),
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

10. Mukesh Singh
S/o Shri Ramprasad Singh,
Aged about 20 years,
R/o Village & Post – Duldulla,
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

11. Goverdhan Patel,
S/o Shri Jagdish Prasad Patel,
Aged about 33 years,
R/o Village – Jharmunda,
Post – Tadola (Pussaur),
Dist : Raigarh-(C.G.)

12. Prakash Jagmag,
S/o Shri Krishna Jagmag,
Aged about 20 years,
R/o Village – Bijlitoli Jashpur Nagar,
Dist : Jashpur-(C.G.)

13. Ku. Hemowati Bai,
D/o Shri Rameshwar Ram Yadav,
Aged about 22 years,
R/o Village – Chatakpur,
Post – Dandadih,
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

14. Dinesh Ram Chauhan,
S/o Shri Shiv Nandan Ram
Chauhan,
Aged about 21 years,
R/o Village – Matipahad Chharra,
Tehsil – Kunkuri,
Dist : Jashpur-(C.G.)

OATH COMMISSIONER
S.R. Kaushik

(6)

(3)

Versus

Respondents : 1. State of Chhattisgarh
Through The Secretary
Tribal Welfare Department,
D.K.S.Bhawan, Raipur,
Dist : Raipur-(C.G.)

2. The Director,
Panchayat and Social Welfare.
Raipur-(C.G.)

3. The Collector,
Jashpur, Dist : Jashpur – (C.G.)

4. The Block Education Officer,
Block – Kunkuri,
Dist : Jashpur-(C.G.)

5. The Chief Executive Officer,
Janpad Panchayat,
Kunkuri,
Dist : Jashpur-(C.G.)

WRIT PETITION U/A 226 / 227 OF THE CONSTITUTION OF INDIA

(150)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO.4048 OF 2006

Petitioners : Mohan Ram Yadav and others

versus

Respondents : State of Chhattisgarh and others

Present : Mr. Arun Shukla, counsel for the petitioners.
Mr. Satish Gupta, Deputy Government Advocate for the State/respondents No.1 to 4.
Mr. Ravindra Agrawal, counsel for respondent No.5.

ORDER

(Passed on 8th Day of February, 2007)

Learned counsel appearing for the parties jointly submit that the facts and question of law involved in the present writ petition are covered by the decision of this Court in the case of ***Jagdish Prasad Yadav and others*** **vs.** ***State of Chhattisgarh and others*** (Writ Petition No.3979 of 2006), dated 8-8-2006 (R-2).

2. The petitioners were appointed as Shiksha Karmi Grade-III by order dated 27-4-2006 (P-3). Appointment of 55 persons as Shiksha Karmi Grade-III was cancelled by order dated 10-7-2006 (P-6). 35 Shiksha Karmi Grade-III from the said list filed a writ petition, being Writ Petition No.3979 of 2006, before this Court. This Court, after having considered submissions of the parties in respect of validity of the

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appointment order dated 27-4-2006 (P-3), quashed the order dated 5-7-2006 (P-7) passed by the Collector, District Jashpur, subject to condition that the Collector shall re-examine the case of the petitioners in the light of the directions made in the order dated 8-8-2006 (R-2) passed in Writ Petition No.3979 of 2006 and after examination, if any irregularity is found in respect of the selection of the petitioners, the Collector, District Jashpur was directed to pass appropriate order for cancellation of appointment of such candidates.

3. The present writ petition questions the validity of the same order, i.e., 5-7-2006 (P-7) and the consequent order dated 10-7-2006 (P-6), as the present petitioners are a part of the same orders.

4. Thus, the present writ petition is disposed of in terms of the decision of this Court in the case of ***Jagdish Prasad Yadav and others*** **vs.** ***State of Chhattisgarh and others*** (supra). No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Gopal